Case 10-03600-KRH Doc 127 Filed 07/25/14 Entered 07/25/14 17:33:38 Desc Main Document Page 1 of 12

EXHIBIT 15

Case 10-03600-KRH Doc 127 Filed 07/25/14 Entered 07/25/14 17:33:38 Desc Main Document Page 3 of 12

Vendor Management Administration

Page 1 of 1

Charge Back Cover Sheet

CB Number

98258

Vendor#

70932

Vendor Name

SONY

Class

389

Brand

SON

PP

N

Effective Date

02/21/2009

PA#

PE#

Origin

☐ Confirming Letter

☐ Billing Memo

Support

http://vma.ccs.com/web/GlobalSearch.do

2/24/2009



Circuit Ciry Stores, Inc.

9954 Mayland Drive

Richmond, VA 23233-1464

02/24/2009

Leticia Bergin SONY 300 Arboretum Way Suite 310 Richmond, VA 23236

Dear Leticia Bergin,

This is to confirm \$981,330.00 committed by Leticia Bergin offered to Circuit City Stores Inc., effective 02/08/2009. These funds are for sell through support 2/8-2/21 DI-08-92. Supporting details are attached.

Circuit City (CCS) confirms and accepts the funding enumerated above. However, CCS cannot agree to set off any amounts due to CCS against pre petition balances due to the vendor until or unless such set off has been accepted by both parties and approved by the courts.

Payment is due immediately and will be collected via check or wire from the vendor for chargeback# 98258.

All other terms and conditions remain the same.

Sincerely,

Timothy Hague

Vendor Management Administration

Page 1 of 2

					Status:	COMPLETED
Chargeback #:	98258					
CR#:						
PA #:						
Vendor Name:	SONY			Ver	dor#:	70932
Committed By:	Leticia Bei	ngun				
Mail To:	444				_	Gozza, Courtney
	Address		00 Arboretum Way	Created	,	
			orte 310	Finalize	-	Lambert, Gregory
	City:		UChmond	Finalize	d Date:	02/24/2009
	State:	V	/A	Last Cha	inged By:	Lambert, Gregory
	Provinc	e/Region:		Last Cha	inged Date:	02/24/2009
	Country	. (Inited States			
	Zip:	2	3236			
	Attn To:	L	eticla Bergin			
	Copy To	:				
Buyer Name:	Timathy H	ague				
Funding Description:	sell throug	h support 2/8	-2/21 DI-08-92			
			40.000			
Based On:	Sales					
Is There A Threshold ?	N					
Sales For:	1.			Amount		
22.22	Class	Brand	Model	Per	Class Desc	ription
	389	SON	DSCT700	Unit \$70.00	DIG PNTASI	IT CAMERAS
	389	SON	DSCS780	\$40.00	DIG PNTASH	
	389	SON	DSCT700P	\$70.00	DIG PNTASH	
	389	SON	DSCW170R	\$70.00	DIG PNT&SH	IT CAMERAS
	389	SON	DSCS750	\$40.00	DIG PNT&SH	IT CAMERAS
	389	SON	DSCH10B	\$70.00	DIG PNTILSH	IT CAMERAS
	389	SON	DSCW150	\$100.00	DIG PNT&SH	
	389	SON	OSCW150N	\$100.00	DIG PNT&SH	
	389 389	SON SON	DSCW120P	\$70.00	DIG PNT&SH	
	389	SON	DSCW120 DSCT77T	\$70.00 \$70.00	DIG PNT8.5H DIG PNT8.5H	
	389	SON	DSCT700H	\$70.00	DIG PHT&SH	
	389	SON	DSCW170	\$70.00	DIG PNT&SH	
	389	SON	DSCT700N	\$70.00	DIG PNT&SH	
	389	SON	DSCT77G	\$70 00	DIG PNT&SH	T CAMERAS
	389	SON	DSCW150B	\$100.00	DIG PNT&SH	T CAMERAS
	389	SON	0SCT77	\$70.00	DIG PNT&SH	T CAMERAS
	389	SON	DSCT77B	\$70.00	DIG PNT&SH	T CAMERAS
	389 389	SON	DSCW170N	\$70 00	DIG PNT&SH	
	389	SON SON	DSCT700R DSCW120B	\$70.00	DIG PNT85H	
	389	SON	DSCW170B	\$70.00 \$70.00	DIG PNT&SH DIG PNT&SH	
	389	SON	DSCW120L	\$70.00	DIG PNT&SH	
	389	SON	DSCT77P	\$70.00	DIG PNT&SH	
	389	SON	DSCW150R	\$100.00	DIG PNT&SH	CAMERAS
Gross Sales or Net Sales ?	Net Sales					
Sales Based On:	Written					
Start Date:	02/08/2009					
End Date:	02/21/2009					
Billing Frequency:	Immediate					
Payment Hami						

http://vma.ccs.com/web/viewCB.do?method=viewCB

Deduct from AP balance

Payment How:

2/24/2009

Document Page 6 of 12

Vendor Management Administration

Page 2 of 2

Vendor Payment Due Days:	0					
Allocation On:	Amount					
Allocation:	Туре	Sub-Type	Class	Brand	Amount	%
•	CES	Instant Rebate (POS)	389	SON	\$981,330.00	100.00
Comments:	Estimated funding: \$95,688 Based on estimate for 1/25-1/31 and calculated at 30% of that professed amount. Inventory will be used to be the professed at the professed and the professed are the professed at the					

Sales Details

Class	Brand	Modei	Quantity	Amount Per Unit	Chargeback Amount
389	SON	DSCW120P	2,725	\$70.00	\$190,750.00
389	SON	DSCW170R	49	\$70.00	\$3,430.00
389	SON	DSCT700H	98	\$70.00	\$6,860.00
389	SON	DSCW120B	225	\$70.00	\$15,750.00
389	SON	OSCT77T	189	\$70.00	\$13,230.00
389	SON	DSCW170N	89	\$70.00	\$6,230.00
389	SON	DSCT700N	149	\$70.00	\$0,230.00 \$10,430.00
389	SON	DSCT77G	168	\$70.00	
389	SON	DSCH10B	1.854	\$70.00	\$11,760.00
389	SON	DSCW150	47	\$100.00	\$129,780.00
389	SON	DSCT700R	75	\$70.00	\$4,700.00 \$5,250.00
389	SON	D\$CT700	104	\$70.00 \$70.00	
389	SON	DSCW150N	142	\$100.00	\$7,280 00
389	SON	DSCT77B	654	\$70.00	\$14,200.00
389	SON	DSCS780	31	\$40.00	\$45,780.00
389	SON	DSCW150B	2,284	\$100.00	\$1,240.00
389	SON	D5CW150R	137	\$100.00	\$228,400.00
389	SON	DSCW170B	589	\$70.00	\$13,700.00
389	SON	DSC\$750	1,466	\$40.00	\$41,230.00
389	SON	DSCT77	205	\$40.00 \$70.00	\$58,640.00
389	SON	DSCT700P	29		\$14,350.00
389	SON	DSCW17D	1,149	\$70.00	\$2,030.00
389	SON	DSCT77P	17	\$70.00	\$80,430 00
389	SON	DSCW120	1,067	\$70.00	\$1,190.00
Total	55.1	03011120		\$70.00	\$74,690.00
10141			13,542		\$981,330.00

Workflow Comments:

< Gozza, Courtney . 11/26/2008, 10:38:50 >

Chargeback #:

98258

Vendor #:

70932

Vendor Name:

SONY

Sales Start Date:

02/08/2009

Sales End Date:

02/21/2009

Sales Details:

Item Details

Class	Brand	Model	Quantity	Amount Per Unit	Chargeback Amount
389	SON	DSCW120P	2,725	\$70.00	\$190,750.00
389	SON	DSCW170R	49	\$70.00	\$3,430.00
389	SON	DSCT700H	98	\$70.00	\$6,860.00
389	SON	DSCW120B	225	\$70.00	\$15,750.00
389	SON	DSC177T	189	\$70.00	\$13,230.00
389	SON	DSCW170N	89	\$70.00	\$6,230.00
389	SON	DSCT700N	149	\$70.00	\$10,430.00
389	SON	DSCT77G	168	\$70.00	\$11,760.00
389	SON	DSCH10B	1,854	\$70.00	\$129,780.00
389	SON	DSCW150	47	\$100.00	\$4,700.00
389	50N	DSCT700R	75	\$70.00	\$5,250.00
389	SON	DSCT700	104	\$70.00	\$7,280.00
389	SON	DSCW150N	142	\$100.00	\$14,200.00
389	SON	DSCT77B	654	\$70.00	\$45,780.00
389	SON	DSCS780	31	\$40.00	\$1,240.00
389	SON	DSCW150B	2,284	\$100.00	\$228,400.00
389	SON	DSCW150R	137	\$100.00	\$13,700.00
389	SON	DSCW170B	589	\$70.00	\$41,230.00
389	SON	DSC\$750	1,466	\$40.00	-
389	SON	DSCT77	205	\$70.00	\$58,640.00
389	SON	DSCT700P	29	\$70.00	\$14,350.00
389	SON	DSCW170	1,149	\$70.00 \$70.00	\$2,030.00
389	SON	DSCT77P	17	\$70.00 \$70.00	\$80,430.00
389	SON	DSCW120	1,067	\$70.00 \$70.00	\$1,190.00
Total			·	\$70.00	\$74,690.00
			13,542		\$981,330.00

http://vma.ccs.com/web/supportDocCB.do?method=supportDocCB

2/24/2009

Page 8 of 12 Document

Courtney Gozza

01/19/2009 10:53 AM

To: VMA Chargeback Request@Circuit City

cc: Christi Fecteau/Accounting/Circuit City@CIRCUIT CITY, Tim
Hague/MDSE/Circuit City@Circuit City, Steve Deason/MDSE/Circuit
City@Circuit City, Ann Saulsbury/MDSE/Circuit City@Circuit City

Subject: Revisions to CBs 97815,98255,98256,08258, 98268Fw: Sales News

Revisions

Hello,

Per the below email from Sony, I have revised the following Chargebacks: 97815,98255,98256,98258,98268

In addition I have added the following two chargebacks on the void grid because they are now incorporated into CB 97815. Please void: 97818,97820.

Thanks

Courtney Gozza Associate Buyer, Imaging Circuity City Stores, Inc. 804-486-7155 Courtney_Gozza@circuitcity.com --- Forwarded by Courtney Gozza/MDSE/Circuit City on 01/19/2009 10:51 AM -----



"Bergin, Leticia" <lettcla.bergin@am.sony.com

01/15/2009 01:57 PM

To <Tim_Hague@Circuitcity.com>, <Courtney_Gozza@circuitcity.com>, <Jaclyn_Veney@circuitcity.com>

CC

Subject Sales News Revisions

Tim & Team Attached are two Cancelled Sales News and one New Sales News. Please contact me if you have any questions. Thank you Tish

Tish Bergin National Account Manager 804-267-2610 office 804-687-2898 mobile



DI-08-92-DSC-Trailing Credit Program - various models doc DI-08-80-DSC-Trailing Credit Program - DSCS750-REV1-CANCELLED.doc



DI-08-81-DSC-Trailing Credit Program - DSCW120 W150-REV2-CANCELLED.doc

SONY

Sony Electronics Inc.

DSC Various Models Trailing
Gredit Program

DI-08-92

<u>Digital Imaging Products Division</u> 2008 Trailing Credit Program - Various Digital Still Camera Models

<u>Program Overview</u> – Sony is offering to our authorized retailer base of dealers, a promotional program to drive sales of various Digital Still Camera models. The details of this opportunity are described below. This program incorporates an instant rebate offer and trailing credit component that will help participating dealers maximize their profitability on the selected SKU(s).

Eligible Dealers and Reporting

Eligible Dealers – In order to participate in this program, the dealer must have a current reseller agreement on file with Sony, be authorized to sell the Qualifying Product(s), and must be regularly reporting "sell-through" and "on-hand inventories" to Sony or their Sony Representative on their of Sony Digital Still Camera business. Dealers who are not reporting this information regularly prior to April 30th 2009 will not be eligible to participate.

Reporting – At the close of the Program Period, participating dealers must report to their local Sony sales representative their on-hand and sell through quantities of all eligible Sony Digital Still Camera products.

Program Requirements

Program Period(s) - Dec 28th 2008 through Mar 7th, 2009

Qualifying Product(s) –

<u>DSCS750, DSCS780</u>

DSCW120, DSCW120/B, DSCW120/L, DSCW120/P

DSCW150, DSCS150/B, DSCW150/R, DSCW150/N

DSCW170, DSCW170/B, DSCW170/R, DSCW170/N

DSCH10, DSCH10/B

DSCT77, DSCT77/B, DSCT77/P, DSCT77/G, DSCT77/T

DSCT700, DSCT700/H, DSCT700/R, DSCT700/P, DSCT700/N

<u>Instant Rebate Offers</u> – In order to receive the trailing credits under this voluntary program, in addition to all the other requirements set forth in this document, participating Dealers must provide the following instant rebate offer throughout the Program Period:

Digital Imaging 2/24/2009

DI-08-92 DSC Trailing Credit Various Models Page 2

Program Periods	Instant Rebate Offer (during the corresponding Program Period)
December 28th – Jan	Customers purchasing any of the following models will receive the corresponding
24th	instant rebate (shown below) at the time of purchase:
Ì	DSCS750, DSCS780 : \$30
	DSCW120, DSCW120/B, DSCW120/L, DSCW120/P: \$50
	DSCW150, DSCS150/B, DSCW150/R, DSCW150/N: \$50
10-25th 1-24	DSCW170, DSCW170/8, DSCW170/R, DSCW170/N: \$20
Jan25th- Jan 31st	Customers purchasing any of the following models will receive the corresponding
Ì	instant rebate (shown below) at the time of purchase:
i	DCCCTEA DCCCTAA
	DSCS750, DSCS780 : \$40
	DSCW120, DSCW120/B, DSCW120/L, DSCW120/P : \$70
	DSCW150, DSCS150/B, DSCW150/R, DSCW150/N : \$100
	DSCW170, DSCW170/B, DSCW170/R, DSCW170/N : \$70
	DSCH10, DSCH10/B : \$70
	DSCT77, DSCT77/B, DSCT77/P, DSCT77/G, DSCT77/T : \$70
	DSCT700, DSCT700/H, DSCT700/R, DSCT700/P, DSCT700/N:\$70
Feb 1 st - Feb 7th	Customers purchasing any of the following models will receive the corresponding
	instant rebate (shown below) at the time of purchase:
	below) at the time of purchase.
	DSCS750, DSCS780 ; \$30
	DSCW120, DSCW120/B, DSCW120/L, DSCW120/P: \$50
	DSCW150, DSCS150/B, DSCW150/R, DSCW150/N: \$50
	DSCW170, DSCW170/B, DSCW170/R, DSCW170/N: \$50
Feb 8th- Feb 21st	Customers purchasing any of the following models will receive the corresponding
	instant rebate (shown below) at the time of purchase:
	DSCS750, DSCS780 : \$40
	DSCW120, DSCW120/B, DSCW120/L, DSCW120/P : \$70
	DSCW150, DSCS150/B, DSCW150/R, DSCW150/N : \$100
	DSCW170, DSCW170/B, DSCW170/R, DSCW170/N \$70
	DSCH10, DSCH10/B : \$70
	DSCT77, DSCT77/B, DSCT77/P, DSCT77/G, DSCT77/T : \$70
	DSCT700, DSCT700/H, DSCT700/R, DSCT700/P, DSCT700/N:\$70
Feb 22nd- Mar 8th	Customers purchasing any of the following models will receive the corresponding
	instant rebate (shown below) at the time of purchase:
	·
	DSCS750, DSCS780 : \$30
	DSCW120, DSCW120/B, DSCW120/L, DSCW120/P: \$50
	DSCW150, DSCS150/B, DSCW150/R, DSCW150/N: \$50
	DSCW170, DSCW170/B, DSCW170/R, DSCW170/N: \$50

Advertising / Layout Requirements

Advertising Layout — If participating dealers elect to advertise this IRO, the advertisement may **not** use the word "only" when referencing dates and discounts in conjunction with the execution of this Program. Advertising including terms such as "This Week Only" or "Only This Week" when referencing the qualifying product pricing will **not** be eligible for credits under this program.

Digital Imaging 2/24/2009

DI-08-92 DSC Trailing Credit Various Models
Page 3

<u>Trailing Credits</u> – Subject to the program requirement set forth in this sales news, Sony will pay trailing credits only on Qualifying Products sold during the Program Period. Trailing credit amounts (per unit) are set forth below. A participating dealer who does not meet all of the requirements described in this document shall not be entitled to receive any Trailing Credits under this program. No exceptions will be allowed.

		N(4)
December 28th - Jan	Qualifying products: Trailing Credit Amount (\$/unit so	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
24th	DSCS750, DSCS780 : \$24	
	DSCW120, DSCW120/B, DSCW120/L, DSCW120/P: \$40	
	DSCW150, DSCS150/B, DSCW150/R, DSCW150/N: \$40	
	DSCW170, DSCW170/B, DSCW170/R, DSCW170/N: \$16	
Jan25th- Jan 31st		
	DSCS750, DSCS780	: \$32
	DSCW120, DSCW120/B, DSCW120/L, DSCW120/P	: \$56
	DSCW150, DSCS150/B, DSCW150/R, DSCW150/N	: \$80
	DSCW170, DSCW170/B, DSCW170/R, DSCW170/N	: \$56
	DSCH10, DSCH10/B	: \$56
	DSCT77, DSCT77/B, DSCT77/P, DSCT77/G, DSCT77/T	: \$56
	DSCT700, DSCT700/H, DSCT700/R, DSCT700/P, DSCT700/N	. 450 I ·\$56
		1.450
Feb 1 st – Feb 7th		· · · · · · · · · · · · · · · · · · ·
	DSCS750, DSCS780 : \$24	
	DSCW120, DSCW120/B, DSCW120/L, DSCW120/P: \$40	
	DSCW150, DSCS150/B, DSCW150/R, DSCW150/N: \$40	
	DSCW170, DSCW170/B, DSCW170/R, DSCW170/N: \$40	
Feb 8th- Feb 21st		
	DSCS750, DSCS780	: \$32
	DSCW120, DSCW120/B, DSCW120/L, DSCW120/P	: \$56
	DSCW150, DSCS150/B, DSCW150/R, DSCW150/N	: \$80
	DSCW170, DSCW170/B, DSCW170/R, DSCW170/N	: \$56
	DSCH10, DSCH10/B	: \$56
	DSCT77, DSCT77/B, DSCT77/P, DSCT77/G, DSCT77/T	: \$56
	DSCT700, DSCT700/H, DSCT700/R, DSCT700/P, DSCT700/N	:\$56
	, , , , , , , , , , , , , , , , , , , ,	- T
Feb 22nd- Mar 8th		
	DSCS750, DSCS780 ; \$24	
	DSCW120, DSCW120/B, DSCW120/L, DSCW120/P: \$40	
	DSCW150, DSCS150/B, DSCW150/R, DSCW150/N: \$40	
	DSCW170, DSCW170/B, DSCW170/R, DSCW170/N: \$40	

<u>Program Variances</u> – <u>Sony reserves the right to refuse any and all payments to any participating dealer if any of the program guidelines are not followed.</u> Sony reserves the sole right to decide if a participating dealer has performed according to program guidelines.

Claim / Collection Requirements

<u>Claim Submission & Payment</u> – All claims submitted to Sony for the trailing credit amounts must be received no later than close of business Apr 30th, 2009. Sony will reject any trailing credit claims received after this date. Program claims must be submitted as a single package document (participating dealer shall submit all paperwork in a single claim for the entire program). Sony will pay all undisputed claims in full within 30 days.

Digital Imaging 2/24/2009

DI-08-92 DSC Trailing Credit Various Models Page 4

<u>Claim Contents</u> - Claims to Sony <u>must</u> contain the following data:

- Sell through of product (unit basis) for the weeks of January 11th, 2009 Jan 24th, 2009 on a by SKU basis. Credits issued by Sony will not, for any reason exceed the amounts defined in the Trailing Credit Section above.
- 2. Proof that the IRO was provided to various models above customers throughout the Program Period; and
- Debit Memo for the total trailing credit amount being requested from Sony referencing Sales News DI-08-92.

Please note that any deviation from these terms and conditions will result in Sony's refusal to pay trailing credits. Participating dealers who elect to engage in advertising practices outside the above defined requirements will not be eligible for the trailing credit payments described above. This program may be terminated or modified by Sony at any time at its sole discretion.

Credits, Discounts & Rebates Programs

Credits, discounts, rewards and rebates issued to the Retailers under this program are available for use by the Retailers only for the future purchase of products from Sony, are not cash equivalents, do not create a right of payment to the Retailers, and are not deemed earned until products purchased with them are paid for in full. Any such credits, discounts, rewards and rebates are subject to all of Sony's rights under applicable state or federal law, including, but not limited to, its rights of setoff and recoupment.

If Retailer is the subject of a voluntary or involuntary bankruptcy proceeding, Sony will have the full right to effect a reconciliation of accounts with the Retailers by applying any such credits, discounts, rewards and rebates due to the Retailers against amounts due to Sony.

If any merchandise or amounts previously paid by Retailers to Sony are returned, forfeited, or subject to avoidance or similar action for any reason, including in any bankruptcy proceeding or similar proceeding under any similar state or federal law, such credits, discounts, rewards and rebates will be deemed null and void and not earned, and any credits, discounts and rebates previously issued to the Retailers that, for whatever reason, are not deemed null and void, will be used to offset any amounts due Sony.

Credits Administration

CSS please use Reason Code ZAM and reference the Sales News DI-08-92.

Questions regarding coding of credits, please contact DIPD Finance Kristen George.

Sales News Administration:

Pricing Support Services

EMail address: Pricing Support Services

Issued/Revised Date:	Issued/Revised Bv:	Revision No.
January 14, 2009	Pricing Support Services	